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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

July 2007 Grand Jury

08 CR 2254 BTM

UNITED STATES OF AMERICA,) Criminal Case No. _____
Plaintiff,)
v.)
BRIAN KEITH HIGGS,)
Defendant.)
INDICTMENT
Title 8, U.S.C.,
Sec. 1324(a)(2)(B)(ii) -
Bringing in Illegal Aliens for
Financial Gain; Title 8, U.S.C.,
Sec. 1324(a)(2)(B)(iii) - Bringing
in Illegal Aliens Without
Presentation; Title 18, U.S.C.,
Sec. 2 - Aiding and Abetting

The grand jury charges:

Count 1

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Lucia Trinidad-Marcos, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

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Count 2

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Lucia Trinidad-Marcos, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien and upon arrival did not bring and present said alien immediately to an appropriate immigration officer at a designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii), and Title 18, United States Code, Section 2.

Count 3

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Hermila Castillo-Busio, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 4

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Hermila Castillo-Busio, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien

1 and upon arrival did not bring and present said alien immediately to
2 an appropriate immigration officer at a designated port of entry; in
3 violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii),
4 and Title 18, United States Code, Section 2.

5 Count 5

6 On or about December 26, 2006, within the Southern District of
7 California, defendant BRIAN KEITH HIGGS, with the intent to violate
8 the immigration laws of the United States, knowing and in reckless
9 disregard of the fact that an alien, namely, Maria Jesus-Castillo, had
10 not received prior official authorization to come to, enter and reside
11 in the United States, did bring to the United States said alien for
12 the purpose of commercial advantage and private financial gain; in
13 violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii),
14 and Title 18, United States Code, Section 2.

15 Count 6

16 On or about December 26, 2006, within the Southern District of
17 California, defendant BRIAN KEITH HIGGS, with the intent to violate
18 the immigration laws of the United States, knowing and in reckless
19 disregard of the fact that an alien, namely, Maria Jesus-Castillo, had
20 not received prior official authorization to come to, enter and reside
21 in the United States, did bring to the United States said alien and
22 upon arrival did not bring and present said alien immediately to an
23 appropriate immigration officer at a designated port of entry; in
24 violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii),
25 and Title 18, United States Code, Section 2.

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Count 7

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Karina Escobar-Escobar, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 8

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Karina Escobar-Escobar, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien and upon arrival did not bring and present said alien immediately to an appropriate immigration officer at a designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii), and Title 18, United States Code, Section 2.

Count 9

On or about December 26, 2006, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Hilario Nieto-Hernandez, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien

1 for the purpose of commercial advantage and private financial gain; in
2 violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii),
3 and Title 18, United States Code, Section 2.

4 Count 10

5 On or about December 26, 2006, within the Southern District of
6 California, defendant BRIAN KEITH HIGGS, with the intent to violate
7 the immigration laws of the United States, knowing and in reckless
8 disregard of the fact that an alien, namely, Hilario Nieto-Hernandez,
9 had not received prior official authorization to come to, enter and
10 reside in the United States, did bring to the United States said alien
11 and upon arrival did not bring and present said alien immediately to
12 an appropriate immigration officer at a designated port of entry; in
13 violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii),
14 and Title 18, United States Code, Section 2.

15 Count 11

16 On or about December 26, 2006, within the Southern District of
17 California, defendant BRIAN KEITH HIGGS, with the intent to violate
18 the immigration laws of the United States, knowing and in reckless
19 disregard of the fact that an alien, namely, Juan Lagunas-Carbajal,
20 had not received prior official authorization to come to, enter and
21 reside in the United States, did bring to the United States said alien
22 for the purpose of commercial advantage and private financial gain; in
23 violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii),
24 and Title 18, United States Code, Section 2.

25 Count 12

26 On or about December 26, 2006, within the Southern District of
27 California, defendant BRIAN KEITH HIGGS, with the intent to violate
28 the immigration laws of the United States, knowing and in reckless

1 disregard of the fact that an alien, namely, Juan Lagunas-Carbajal,
2 had not received prior official authorization to come to, enter and
3 reside in the United States, did bring to the United States said alien
4 and upon arrival did not bring and present said alien immediately to
5 an appropriate immigration officer at a designated port of entry; in
6 violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii),
7 and Title 18, United States Code, Section 2.

8 Count 13

9 On or about December 26, 2006, within the Southern District of
10 California, defendant BRIAN KEITH HIGGS, with the intent to violate
11 the immigration laws of the United States, knowing and in reckless
12 disregard of the fact that an alien, namely, Custodio Castillo-Gomez,
13 had not received prior official authorization to come to, enter and
14 reside in the United States, did bring to the United States said alien
15 for the purpose of commercial advantage and private financial gain; in
16 violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii),
17 and Title 18, United States Code, Section 2.

18 Count 14

19 On or about December 26, 2006, within the Southern District of
20 California, defendant BRIAN KEITH HIGGS, with the intent to violate
21 the immigration laws of the United States, knowing and in reckless
22 disregard of the fact that an alien, namely, Custodio Castillo-Gomez,
23 had not received prior official authorization to come to, enter and
24 reside in the United States, did bring to the United States said alien
25 and upon arrival did not bring and present said alien immediately to
26 an appropriate immigration officer at a designated port of entry; in
27 violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii),
28 and Title 18, United States Code, Section 2.

Count 15

On or about August 25, 2007, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Elizabeth Lopez-Cruz, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 16

On or about August 25, 2007, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Elizabeth Lopez-Cruz, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien and upon arrival did not bring and present said alien immediately to an appropriate immigration officer at a designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii), and Title 18, United States Code, Section 2.

Count 17

On or about June 22, 2008, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Adelina Martinez-Morales, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien

1 for the purpose of commercial advantage and private financial gain; in
2 violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii),
3 and Title 18, United States Code, Section 2.

4 Count 18

5 On or about June 22, 2008, within the Southern District of
6 California, defendant BRIAN KEITH HIGGS, with the intent to violate
7 the immigration laws of the United States, knowing and in reckless
8 disregard of the fact that an alien, namely, Adelina Martinez-Morales,
9 had not received prior official authorization to come to, enter and
10 reside in the United States, did bring to the United States said alien
11 and upon arrival did not bring and present said alien immediately to
12 an appropriate immigration officer at a designated port of entry; in
13 violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii).

14 Count 19

15 On or about June 22, 2008, within the Southern District of
16 California, defendant BRIAN KEITH HIGGS, with the intent to violate
17 the immigration laws of the United States, knowing and in reckless
18 disregard of the fact that an alien, namely, Juan Luis Hernandez-
19 Parra, had not received prior official authorization to come to, enter
20 and reside in the United States, did bring to the United States said
21 alien for the purpose of commercial advantage and private financial
22 gain; in violation of Title 8, United States Code,
23 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,
24 Section 2.

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Count 20


On or about June 22, 2008, within the Southern District of California, defendant BRIAN KEITH HIGGS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Juan Luis Hernandez-Parra, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien and upon arrival did not bring and present said alien immediately to an appropriate immigration officer at a designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii).

DATED: July 8, 2008.

A TRUE BILL:


Foreperson

KAREN P. HEWITT
United States Attorney

By: 
JAMES P. MELENDRES
Assistant U.S. Attorney